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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92054551
Party	Plaintiff Andrey Pinsky
Correspondence Address	ANDREY PINSKY PINSKY LAW 45 SHEPPARD AVE EAST SUITE 900 TORONTO, ON M2N 5W9 CANADA andrey@pinskylaw.ca
Submission	Other Motions/Papers
Filer's Name	Andrey Pinsky
Filer's e-mail	andrey@pinskylaw.ca
Signature	/Andrey Pinsky/
Date	12/07/2011
Attachments	2011-12-07 Summary of Telephone Conversation December 7, 2011.pdf ( 2 pages )(42541 bytes )

December 7, 2011

FILED BY ESTTA

Elizabeth A. Dunn, Attorney  
United States Patent and Trademark Office  
Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451  
U.S.A.

Dear Ms. Dunn:

**Re: Cancellation No. 92054551**  
**Parties: Andrey Pinsky v. Douglas Burda**  
**Trademark: KONCEPT**  
**Registration No. 3981394**  
**Date of First Use: June 12, 2010**  
**Registration Date: June 21, 2011**

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Mr. Burda placed a call to me yesterday December 6, 2011, at 19:33 Pacific Time which was 22:33 Eastern Time and left a message on my answering machine. Mr. Burda did not specify what was the reason for his call or why he would like to talk to me. I returned Mr. Burda's call the following morning December 7, 2011, first time at 11:30 Eastern Time which was 8:30 in Pacific Time. Mr. Burda did not answer his phone. I placed my second call to Mr. Burda at 12:00 Eastern Time. At that time I was able to reach Mr. Burda.

Mr. Burda advised me that:

1. He was seeking my written consent to file his Second Amended Answer;

I advised Mr. Burda that:

1. He had to put his request for my consent in writing.

Mr. Burda refused to provide his request in writing and advised me that he would interpret my request to put his request in writing as my refusal of his request. I reiterated to Mr. Burda that I would provide my written reply to his written request.

I further advised Mr. Burda that:

1. I would not carry out oral communications about this matter;

2. All communications from Mr. Burda to me must be in writing;
3. Communications that are not in writing will not receive my reply;
4. I will not return Ms. Burda telephone calls;
5. I will provide the Board with a summary of our telephone conversation.

Mr. Burda took notes and wrote down the above five points.

Yours truly,

Andrey Pinsky